

COMMONWEALTH OF MASSACHUSETTS

DEPARTMENT OF TELECOMMUNICATIONS AND ENERGY

Proceeding by the Department of Telecommunications
and Energy on its own Motion to Implement the
Requirements of the Federal Communications
Commission's Triennial Review Order Regarding
Switching for Mass Market Customers

D.T.E. 03-60

AT&T'S PETITION TO INTERVENE

AT&T Communications of New England, Inc., ("AT&T") hereby petitions, pursuant to 220 C.M.R. § 1.03, for leave to intervene as a party in this docket. AT&T has a business address of 99 Bedford Street, Boston, Massachusetts 02111. As grounds for this petition, AT&T states as follows:

1. AT&T is a common carrier of telecommunications services authorized by the Department to provide interLATA and intraLATA services in Massachusetts. Because the Department set economically viable wholesale rates for leasing unbundled network elements ("UNEs") or combinations of UNEs from Verizon in Massachusetts in Docket D.T.E. 01-20, AT&T recently was able to announce its entry into the local exchange market for services to mass market customers, *i.e.* to residential and small business customers, in Massachusetts. Any decision by the Department regarding the extent of Verizon's duties to provide access to UNEs in Massachusetts, and of AT&T's rights and privileges to obtain such access, will directly affect whether it will remain economically feasible for AT&T to offer local exchange services in Massachusetts.

2. AT&T has participated in – among other proceedings before the Department – Docket 01-20 and the *Consolidated Arbitration* Dockets concerning the establishment of UNE

rates and of the wholesale discount for resale services, in all phases of Docket 98-57 regarding the terms and conditions for the leasing of UNEs in Massachusetts, in Docket 99-271 regarding (among other things) the manner in which Verizon is providing access to UNEs in Massachusetts, and other proceedings that impact the ability of competitive local exchange carriers to enter the Massachusetts local exchange market.

3. For the foregoing reasons, and for the same reasons that it was granted leave to intervene in other dockets referenced above, AT&T will be substantially and specifically affected by the Department's review and decision in this docket.

WHEREFORE, for the foregoing reasons, AT&T requests that it be granted leave to intervene as a party in this proceeding.

AT&T Communications of New England, Inc.,
By its attorneys,

Jeffrey F. Jones
Kenneth W. Salinger
Laurie Gill
Ruth Dowling
John Bennett
Michael Rabieh
PALMER & DODGE LLP
111 Huntington Avenue
Boston, MA 02199
617.239.0561
ksalinger@palmerdodge.com

Jay E. Gruber
Harry M. Davidow
Jeffrey Fialky
AT&T Communications
of New England, Inc.
99 Bedford Street, 4th Floor
Boston, MA 02111
617.574.3149
je gruber@lga.att.com

September 16, 2003